Approved for use through 03/31/2007 OMB 0651-0031 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a velid OMB control numb NOTICE OF APPEAL FROM THE EXAMINER TO Docket Number (Optional) THE BOARD OF PATENT APPEALS AND INTERFERENCES 29757/P-262A In re Application of Dwayne R. NELSON Filed Application Number 10/722,199-Conf. #6785 November 25, 2003 APPARATUS AND METHOD FOR A GAMING UNIT THAT CHANGES WITH TIME Art Unit Examiner 3714 HARPER, Tramar Yong Applicant hereby appeals to the Board of Patent Appeals and Interferences from the last decision of the examiner. The fee for this Notice of Appeal is (37 CFR 41.20(b)(1)) 500.00 Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: A check in the amount of the fee is enclosed. Payment by credit card. Form PTO-2038 is attached. The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet. The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 13-2855 . I have enclosed a duplicate copy of this sheet. A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed. I am the applicant /inventor. Signature assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) Aaron M. Peters is enclosed. (Form PTO/SB/96) Typed or printed name attorney or agent of record. Registration number 48,801 (312) 474-6300 Telephone number attorney or agent acting under 37 CFR 1.34. Registration number if acting under 37 CFR 1.34. April 23, 2007 Date NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below* *Total of forms are submitted. I hereby certify that this paper and the documents referred to as being attached or enclosed therewith are being transmitted via EFS-Web to the U.S. Patent and Trademark Office on the date indicated:

(Aaron M. Peters)

Dated: April 23, 2007

Signature: